

REMARKS

The remarks below are in response to an Office Action mailed on June 28, 2007. In the Office Action, a restriction requirement was asserted based on the following allegedly separate inventions of Group I drawn to a filter device and Group II drawn to a method for operating a vascular filter device. In addition, an election of species was required based on the embodiment of each figure, for example, the species of Figure 1 or of Figure 2.

Applicant elects, with traverse, Claims 1-28, 37-95 and 107-115 of Group I. Applicant also elects, with traverse, Claims 1, 3, 5-7, 9-11, 13-15, 18, 37-40, 45-48, 52-59, 65-68, 78-83, 85-95, 107 and 108 that read upon the core concepts shown in Figure 2. The restriction and election requirements are traversed on the basis that although there are a large number of claims in the present application, these claims mostly recite different combinations of similar elements. Thus, the large number of claims are not as burdensome to examine as they might first appear.

Furthermore, it should be noted that the majority of the elected independent claims are generic to all embodiments disclosed herein.

CONCLUSION

In view of the remarks and amendments presented above, it is respectfully submitted that the pending claims of the present invention are in condition for allowance. It is respectfully requested that a Notice of Allowance be issued in due course. The Examiner is requested to contact Applicants' undersigned attorney to resolve any remaining issues in order to expedite examination of the present application.

If an appropriate payment does not accompany or precede this submission, the Commissioner is hereby authorized to charge any required fees, such as under 37 C.F.R. §§ 1.16 or 1.17, including any petition for extension of time, or to credit any overpayment, to Deposit Account No. 50-1225 (RMI-5730CON6).

Respectfully submitted,

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Gregory J. Carlin, Reg. No. 45,607
Edwards Lifesciences LLC
Law Department
One Edwards Way
Irvine, California 92614
Telephone: (949) 250-6856
Facsimile: (949) 250-6850
Customer No. 30452